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11 Attorney for Plaintiff
MARION E. BROWER

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARION E. BROWER.

Plaintiff,

18 | V.

19 PEPSI BOTTLING GROUP, INC., a
corporation, and Does 1 through 20

21 || Defendants.

Case No.: C 06-02614 MMC

STIPULATION AND PROPOSED ORDER REGARDING EARLY NEUTRAL EVALUATION

Complaint filed: March 29, 2006

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff MARION E. BROWER and Defendant PEPSI BOTTLING GROUP, through their counsel of record, that the date in this action for completion of the Early Neutral Evaluation shall be continued to October 24, 2006. Good cause exists for this Stipulation and Order for the following reasons:

1. All parties and Early Neutral Evaluator Alice Beasley agreed to
2 reschedule the date of the ENE from October 11, 2006 to October 23,
3 2006 due to the passing away of an immediate family member of
4 Defendant's trial counsel, Mary L. Guilfoyle.

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7 Dated: October 10, 2006

MILLER LAW GROUP
A Professional Corporation

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10 By: /S/
11 Michele Ballard Miller
12 Mary L. Guilfoyle
13 Attorneys for Defendant PEPSI
14 BOTTLING GROUP, INC.

15 Dated: October 11, 2006

16 THE REVELATION LAW FIRM

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19 By: /S/
20 Melanie D. Popper
21 Attorneys for Plaintiff MARION
22 BROWER

1 **PROPOSED ORDER**

2 The parties are ordered to comply with the following date:

3 a. The parties have stipulated to Early Neutral Evaluation through the
4 Court's ADR Program, which is to be completed before October 24, 2006.

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6 IT IS SO ORDERED.

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9 Dated: October 11, 2006

Maxine M. Chesney
10 HON. MAXINE M. CHESNEY

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